

Division 3. Air Resources Board

Chapter 9. Off-Road Vehicles and Engines Pollution Control Devices

Article 6. Portable Fuel Containers and Spouts

§ 2467.5. Administrative Requirements.

(a) Each manufacturer of a portable fuel container or portable fuel container and spout subject to and complying with Section 2467.2(a) must clearly display on each spill-proof system:

(1) the phrase “Spill-Proof System”;

(2) a date of manufacture or representative date; and

(3) a representative code identifying the portable fuel container or portable fuel container and spout as subject to and complying with Section 2467.2(a).

(b) Each manufacturer of a spout subject to and complying with Section 2467.2(b) must clearly display on the accompanying package, or for spill-proof spouts sold without packaging, on either the spill-proof spout or a label affixed thereto:

(1) the phrase “Spill-Proof Spout”;

(2) a date of manufacture or representative date; and

(3) a representative code identifying the spout as subject to and complying with Section 2467.2(b).

(c) Each manufacturer subject to subsection (a) or (b) must file an explanation of both the date code and representative code with the Executive Officer no later than the later of three months after the effective date of this article or within three months of production, and within three months after any change in coding.

(d) Each manufacturer subject to subsection (a) or (b) must clearly display a fuel flow rate on each spill-proof system or spill-proof spout, or label affixed thereto, and on any accompanying package.

(e) Each manufacturer of a spout subject to subsection (b) must clearly display the make, model number, and size of only those portable fuel container(s) the spout is designed to accommodate and can demonstrate compliance with Section 2467.2(a) on the accompanying package, or for spill-proof spouts sold without packaging, on either the spill-proof spout, or a label affixed thereto.

(f) Manufacturers of portable fuel containers or portable fuel containers and spouts not subject to or not in compliance with Section 2467.2 may not display the phrase “Spill-Proof System” or “Spill-Proof Spout” on the portable fuel container or spout, respectively, on any sticker or label affixed thereto, or on any accompanying package.

(g) Each manufacturer of a portable fuel container or spout or both portable fuel container and spout subject to and complying with Section 2467.2 that due to its design or other features cannot be used to refuel one or more on-road motor vehicles must clearly display the phrase “Not Intended For Refueling On-Road Motor Vehicles” in type of 34 point or greater on each:

(1) spill-proof system or label affixed thereto, and on the accompanying package, if any; and

(2) package accompanying a spill-proof spout sold separately from a spill-proof system, or for spill-proof spouts sold without packaging, on either the spill-proof spout, or a label affixed thereto.

NOTE: Authority cited: Sections 39600, 39601, 43013, 43018 and 43101, Health and Safety Code; and *Western Oil and Gas Ass'n. V. Orange County Pollution Control District*, 14 Cal.3d 411, 121 Cal.Rptr. 249 (1975). Reference: Sections 39000, 39001, 39003, 39500, 39515, 39516, 41511, 43000, 43013, 43016, 43017 and 43018, Health and Safety Code; and *Western Oil and Gas Ass'n. V. Orange County Pollution Control District*, 14 Cal.3d 411, 121 Cal.Rptr. 249 (1975).

REFERENCE